

UNOFFICIAL VERSION

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MONDAY, JUNE 1, 2020

FIFTY-EIGHTH LEGISLATIVE DAY

CALL TO ORDER

The Senate met at 4:30 p.m., and was called to order by Mr. Speaker McNally.

PRAYER

The proceedings were opened with prayer, via video, by Pastor Bill Houck of Northstar Church in Bristol, Virginia, a guest of Senator Lundberg.

PLEDGE OF ALLEGIANCE

Senator Lundberg led the Senate in the Pledge of Allegiance to the Flag.

SALUTE TO THE FLAG OF TENNESSEE

Senator Lundberg led the Senate in the Salute to the Flag of Tennessee.

ROLL CALL

The roll call was taken with the following results:

Present 30

Senators present were: Bailey, Bell, Bowling, Briggs, Crowe, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kyle, Lundberg, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Watson, White, Yager, Yarbro and Mr. Speaker McNally--30.

COMMUNICATIONS

June 1, 2020

Lt. Governor McNally
Suite 700, Cordell Hull Building
Nashville, TN 37243

Dear Lt. Governor,

I will be unable to make it to our Senate Session Monday, June 1, 2020. I would request that my absence be excused. Thank you for your attention to this request.

Respectfully,

/s/ Senator Raumesh Akbari
District 29, Shelby County
Tennessee General Assembly

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APPROVED: Lieutenant Governor
Randy McNally

June 2, 2020

Lt. Governor Randy McNally
425 Fifth Avenue North
Suite 700, Cordell Hull Building
Nashville, TN 37243

Dear Lt. Governor McNally,

I am writing to inform you that I missed the Senate Floor Session on June 1st due to getting held up in surgery. I would appreciate if you would please excuse this absence.

Warmest Regards,

/s/ Senator Steve Dickerson
State Senate-District 20

APPROVED: Lieutenant Governor
Randy McNally

May 18, 2020

The Honorable Randy McNally
Lieutenant Governor and Speaker of the Senate
700 Cordell Hull Building
Nashville, TN 37243

Dear Speaker McNally:

I ask to be excused from the Senate Session and committee meetings during the month of June, 2020.

My wife is recovering from cancer treatments and is very susceptible to any infection or disease.

Due to the volume of human contact in our legislative process, I fear I might acquire one of those infections and transmit it to her.

Thank you for your understanding.

Sincerely,

/s/ Art Swann
State Senator

APPROVED: Lieutenant Governor
Randy McNally

REFERRAL OF BILLS

Mr. Speaker McNally announced he had referred the following Senate Bills to the Committee on Delayed Bills: **Senate Bills Nos. 2915, 2931, 2932, 2933 and 2935.**

REPORT OF COMMITTEE ON DELAYED BILLS

Pursuant to Rule 27, the following bills were reported out of Committee on Delayed Bills: Senate Bills Nos. 2915, 2931, 2932, 2933 and 2935.

MCNALLY, Chairperson
June 1, 2020

The Speaker announced that he had referred Senate Bills Nos. 2915, 2931, 2932, 2933 and 2935 to the Clerk's desk for Introduction and First Consideration.

MOTION

Senator Johnson moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **Senate Bills Nos. 2925 through 2928** be passed on first consideration, which motion prevailed.

INTRODUCTION OF BILLS

The Speaker announced the following bills were filed for introduction and passed first consideration:

Senate Bill No. 2925 by Senator Bell.

Taxes, Hotel Motel -- As introduced, authorizes the City of Athens to levy a privilege tax of up to 3 percent upon the privilege of occupancy by a two-thirds vote of its governing body. Amends TCA Section 67-4-1425.

Senate Bill No. 2926 by Senator Jackson.

Madison County -- Subject to local approval, authorizes the county commission to use funds allocated to the commission from the hotel occupancy tax to make economic development grants to governmental entities and public corporations to promote community economic development, tourism, and recreational activities. Amends Chapter 324 of the Private Acts of 1980; as amended.

Senate Bill No. 2927 by Senator Roberts.

Ashland City -- Subject to local approval, authorizes the mayor to designate a financial director to assist with the budget and manage all financial affairs of the city; authorizes city recorder to have a designee in the city recorder's absence at meetings. Amends Chapter 121 of the Private Acts of 2004; as amended.

Senate Bill No. 2928 by Senator Haile.

Portland -- Subject to local approval, changes, from May to November, the election for the mayor and aldermen; clarifies that the mayor and city council appoint officers of the county by a majority vote; allows the mayor to appoint all standing committees as he deems proper. Amends Chapter 568 of the Private Acts of 1939; as amended.

MOTION

Senator Johnson moved, pursuant to Rule 21, **Senate Joint Resolutions Nos. 1280 through 1299**; and **Senate Resolutions Nos. 153 through 159** be passed on first consideration and lie over, which motion prevailed.

INTRODUCTION OF RESOLUTIONS

The Speaker announced the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

Senate Joint Resolution No. 1280 by Senator McNally.
Memorials, Public Service -- Senator Dolores Gresham.

Senate Joint Resolution No. 1281 by Senator McNally.
Memorials, Death -- Grady Wayne Clark.

Senate Joint Resolution No. 1282 by Senator McNally.
Memorials, Retirement -- Parker Hardy.

Senate Joint Resolution No. 1283 by Senator McNally.
Memorials, Public Service -- Stuart McWhorter.

Senate Joint Resolution No. 1284 by Senator Roberts.
Memorials, Academic Achievement -- Shelby Plank, Salutatorian, Jo Byrns High School.

Senate Joint Resolution No. 1285 by Senator Roberts.
Memorials, Academic Achievement -- Taylor Stuard, Valedictorian, Jo Byrns High School.

Senate Joint Resolution No. 1286 by Senator Roberts.
Memorials, Academic Achievement -- Mikayla Faye Hernandez, Valedictorian, East Robertson High School.

Senate Joint Resolution No. 1287 by Senator Roberts.
Memorials, Academic Achievement -- Christopher Brett Premer, Salutatorian, East Robertson High School.

Senate Joint Resolution No. 1288 by Senator Roberts.
Memorials, Academic Achievement -- Cassidy Faith Marshall, Valedictorian, Greenbrier High School.

Senate Joint Resolution No. 1289 by Senator Roberts.
Memorials, Academic Achievement -- Isabella Claire Hicks, Salutatorian, Greenbrier High School.

Senate Joint Resolution No. 1290 by Senator Roberts.
Memorials, Academic Achievement -- Savannah Cherise Smith, Valedictorian, Springfield High School.

Senate Joint Resolution No. 1291 by Senator Roberts.

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Memorials, Academic Achievement -- Samuel Isaac King, Salutatorian, Springfield High School.

Senate Joint Resolution No. 1292 by Senator Roberts.

Memorials, Academic Achievement -- David Carmack Cantrell, Valedictorian, White House Heritage High School.

Senate Joint Resolution No. 1293 by Senator Roberts.

Memorials, Academic Achievement -- Isabella Grace Richardson, Valedictorian, White House Heritage High School.

Senate Joint Resolution No. 1294 by Senator Roberts.

Memorials, Academic Achievement -- Ciara Jaelyn Simmons, Valedictorian, White House Heritage High School.

Senate Joint Resolution No. 1295 by Senator Roberts.

Memorials, Academic Achievement -- Colin Tyler Spivey, Valedictorian, White House Heritage High School.

Senate Joint Resolution No. 1296 by Senator Roberts.

Memorials, Academic Achievement -- Jessica Amber Taylor, Salutatorian, White House Heritage High School.

Senate Joint Resolution No. 1297 by Senator McNally.

Memorials, Retirement -- Deb Cassetty.

Senate Joint Resolution No. 1298 by Senator Haile.

Memorials, Death -- Judge Thomas A. Wiseman, Jr.

Senate Joint Resolution No. 1299 by Senator Gilmore.

Memorials, Government Officials -- Urges Department of Correction to take certain precautionary measures to protect inmates from COVID-19 infection.

Senate Resolution No. 153 by Senator Yager.

Memorials, Death -- Dean Arthur Ford.

Senate Resolution No. 154 by Senator Yager.

Memorials, Death -- John Reece Smith.

Senate Resolution No. 155 by Senator McNally.

General Assembly, Confirmation of Appointment -- Lowell Russell, Tennessee Peace Officers Standards and Training (POST) Commission.

Senate Resolution No. 156 by Senator Akbari.

Memorials, Death -- Dr. Beverly Jean Williams-Cleaves.

Senate Resolution No. 157 by Senator Yager.

Memorials, Death -- George W. Roark.

Senate Resolution No. 158 by Senator Yager.

Memorials, Sports -- Carolyn Bush Roddy, Women's Basketball Hall of Fame.

Senate Resolution No. 159 by Senator Yager.
Memorials, Death -- Hubert G. Baldwin.

MOTION

Senator Johnson moved, pursuant to Rule 21, **House Joint Resolutions Nos. 1040 through 1043 and 1045** lie over and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

RESOLUTIONS LYING OVER

The Speaker announced the following resolutions passed second consideration and were referred to the appropriate committees or held on the desk, pursuant to Rule 21:

House Joint Resolution No. 1040 -- Memorials, Academic Achievement -- Cristine Victoria Moore, Salutatorian, Rhea County High School.

The Speaker announced that he had referred House Joint Resolution No. 1040 to the Committee on Calendar.

House Joint Resolution No. 1041 -- Memorials, Academic Achievement -- Elijah Daniel Boles, Valedictorian, Rhea County High School.

The Speaker announced that he had referred House Joint Resolution No. 1041 to the Committee on Calendar.

House Joint Resolution No. 1042 -- Memorials, Sports -- Sophie Linder, state golf champion.

The Speaker announced that he had referred House Joint Resolution No. 1042 to the Committee on Calendar.

House Joint Resolution No. 1043 -- Memorials, Recognition -- Robertson County Recovery Court graduates.

The Speaker announced that he had referred House Joint Resolution No. 1043 to the Committee on Calendar.

House Joint Resolution No. 1045 -- Memorials, Death -- Gale Huneycutt.

The Speaker announced that he had referred House Joint Resolution No. 1045 to the Committee on Calendar.

Senate Resolution No. 149 -- Memorials, Death -- Sam Hensley.

The Speaker announced that he had referred Senate Resolution No. 149 to the Committee on Calendar.

Senate Resolution No. 150 -- Memorials, Interns -- Senia Hernandez-Mapson.

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The Speaker announced that he had referred Senate Resolution No. 150 to the Committee on Calendar.

Senate Resolution No. 151 -- Memorials, Recognition -- World Gratitude Day, September 21, 2020.

The Speaker announced that he had referred Senate Resolution No. 151 to the Committee on State and Local Government.

Senate Resolution No. 152 -- Memorials, Recognition -- Genocide Prevention and Awareness Month, April 2020.

The Speaker announced that he had referred Senate Resolution No. 152 to the Committee on Finance, Ways, and Means.

MOTION

Senator Watson moved to suspend Rule 59 for the remainder of the second regular session of the One Hundred Eleventh General Assembly, for the purpose of allowing members to vote orally or with a hand gesture, which motion prevailed.

NOTICE

MESSAGE FROM THE HOUSE

June 1, 2020

MR. SPEAKER: I am directed to transmit to the Senate, House Bill No. 1699; The House nonconcurred in Senate Amendment No. 3.

TAMMY LETZLER
Chief Clerk

NOTICE

COMMUNICATION FROM GOVERNOR

Governor Bill Lee submitted a notice of appointment of Judge Kristi M. Davis to fill a vacancy on the Tennessee Court of Appeals, Eastern Grand Division.

The Clerk referred the notice to the Senate Judiciary Committee to conduct a hearing on the Governor's nomination.

THE TENNESSEE COMMISSION ON CHILDREN AND YOUTH ANNUAL REPORT

The report was received and filed with the Clerk.

PETITION FOR REMONSTRANCE BY MR. PHILLIP QUINTEN MEEKS

The report was received and filed with the Clerk.

CONSENT CALENDAR

Senate Joint Resolution No. 1254 -- Memorials, Sports -- Marty DeJarnette, National Christian Schools Association Coach of the Year.

Senate Joint Resolution No. 1255 -- Memorials, Professional Achievement -- Mary Rinehart, Houston County High School, Teacher of the Year.

Senate Joint Resolution No. 1256 -- Memorials, Professional Achievement -- Darcey Manners, Houston County Middle School, Teacher of the Year.

Senate Joint Resolution No. 1257 -- Memorials, Professional Achievement -- Erin Roselli, Tennessee Ridge Elementary School, Teacher of the Year.

Senate Joint Resolution No. 1258 -- Memorials, Professional Achievement -- Jamie Scism, Erin Elementary School, Teacher of the Year.

Senate Joint Resolution No. 1259 -- Memorials, Professional Achievement -- Kim Morgan, Dover Elementary School, Teacher of the Year.

Senate Joint Resolution No. 1260 -- Memorials, Interns -- Bianca McNeary.

Senate Joint Resolution No. 1261 -- Memorials, Sports -- Ryley McClaran, TSSAA Class A Mr. Basketball.

Senate Joint Resolution No. 1263 -- Memorials, Recognition -- Kenneth Howard Nave.

Senate Joint Resolution No. 1264 -- Memorials, Death -- Dr. Willie J. Malone.

Senate Joint Resolution No. 1266 -- Memorials, Personal Occasion -- William Harold Reeves, 100th birthday.

Senate Joint Resolution No. 1267 -- Memorials, Personal Achievement -- David A. Donaldson, Eagle Scout.

Senate Joint Resolution No. 1268 -- Memorials, Academic Achievement -- Dominique Hebert, Salutatorian, Smith County High School.

Senate Joint Resolution No. 1269 -- Memorials, Academic Achievement -- Janna Abou-Rahma, Valedictorian, Smith County High School.

Senate Joint Resolution No. 1270 -- Memorials, Death -- Deputy Stephen Michael Reece.

Senate Joint Resolution No. 1271 -- Memorials, Recognition -- Harold Kenneth Christian, Tennessee State Checkers Champion.

Senator Jackson moved that all Senate Joint Resolutions be adopted, which motion prevailed by the following vote:

Ayes 30
Noes 0

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Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kyle, Lundberg, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Watson, White, Yager, Yarbro and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

MOTION

Senator Watson moved that Rule 83(8) be suspended for the purpose of placing **Senate Bill No. 2771** on the calendar for Finance, Ways and Means Committee for Tuesday, June 2, 2020, which motion prevailed.

RECALL OF BILL

On motion of Senator Roberts, **Senate Bill No. 2453** was recalled from the Committee on Calendar.

REFERRAL OF BILL

Senator Roberts moved that Senate Bill No. 2453 be referred to the Committee on Government Operations, which motion prevailed.

MOTION

Senator Roberts moved that Rule 83(8) be suspended for the purpose of placing **Senate Bill No. 2453** on the calendar for the Committee on Government Operations for Wednesday, June 3, 2020, which motion prevailed.

RECALL OF BILL

On motion of Senator Stevens, **Senate Bill No. 1778** was recalled from the Committee on Calendar.

REFERRAL OF BILL

Senator Stevens moved that Senate Bill No. 1778 be referred to the Committee on State and Local Government, which motion prevailed.

MOTION

Senator Briggs moved that Rule 83(8) be suspended for the purpose of placing **Senate Bill No. 1778** on the calendar for the Committee on State and Local Government for Tuesday, June 2, 2020, which motion prevailed.

MOTION

Senator Johnson moved that Rule 25 be suspended for the purpose of allowing the following bills to pass first consideration: **Senate Bills Nos. 2915, 2931, 2932 and 2933**, which motion prevailed.

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Senator Johnson moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **Senate Bills Nos. 2925 through 2928** be passed on first consideration, which motion prevailed.

INTRODUCTION OF BILLS

The Speaker announced the following bills were filed for introduction and passed first consideration:

Senate Bill No. 2915 by Senator Briggs.

Knox County -- As introduced and subject to local approval, authorizes Knox County to collect the privilege tax on occupancy from transients in owner-occupied single family residences, in apartments or condominiums where less than 25 percent of the total units are rented to transients, and in single-family homes where each single-family dwelling unit occupies a separate lot. Amends Chapter 847 of the Public Acts of 1982, as amended by Chapter 628 of the Public Acts of 1996.

Senate Bill No. 2931 by Senator Johnson.

Appropriations -- As introduced, makes appropriations for the purpose of defraying the expenses of certain legislative enactments passed during the 2019 session of the 111th General Assembly; earmarks sufficient state funds for the purpose of funding any bill naming a highway or bridge in honor of a service member killed in action.

Senate Bill No. 2932 by Senator Johnson.

Budget Procedures -- As introduced, authorizes grant payments under the grant assistance program for nursing home care to be made either monthly or quarterly. Amends TCA Title 3; Title 4; Title 5; Title 6; Title 7; Title 8; Title 9; Title 10; Title 12; Title 13; Title 16; Title 17; Title 18; Title 29; Title 33; Title 36; Title 37; Title 38; Title 39; Title 40; Title 41; Title 42; Title 43; Title 44; Title 45; Title 47; Title 48; Title 49; Title 50; Title 53; Title 54; Title 55; Title 56; Title 57; Title 58; Title 59; Title 60; Title 61; Title 62; Title 63; Title 64; Title 65; Title 66; Title 67; Title 68; Title 69; Title 70 and Title 71.

Senate Bill No. 2933 by Senator Johnson.

Bond Issues -- As introduced, authorizes the state, acting by resolution of its funding board, to issue and sell its interest-bearing bonds and bond anticipation notes for certain purposes. Amends certain public acts authorizing the issuance of general obligation bonds and bond anticipation notes. This act makes appropriations for an indefinite period of time for the purpose of allocating the proceeds of the bonds and notes authorized by this act.

MOTION

Senator Johnson moved the Proposed Schedule for the week of June 1, 2020, be adopted and made the action of the Senate, which motion prevailed.

TENNESSEE STATE SENATE 111TH GENERAL ASSEMBLY

PROPOSED SCHEDULE FOR THE WEEK OF JUNE 1, 2020

MONDAY, JUNE 1, 2020

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4:30 P.M. SESSION – SENATE CHAMBER

TUESDAY, JUNE 2, 2020

8:30 a.m. Finance, Ways & Means Committee
10:30 a.m. State & Local Government Committee

12:00 P.M. SESSION – SENATE CHAMBER

1:00 p.m. Commerce & Labor Committee
3:00 p.m. Judiciary Committee

WEDNESDAY, JUNE 3, 2020

8:30 a.m. Government Operations Committee
10:00 a.m. Education Committee

11:30 A.M. SESSION - SENATE CHAMBER

1:00 p.m. Health & Welfare Committee
2:00 p.m. Transportation Committee
3:30 p.m. Finance, Ways & Means Committee

THURSDAY, JUNE 4, 2020

8:30 a.m. Finance, Ways & Means Committee

10:00 A.M. SESSION – SENATE CHAMBER

MOTION

On motion of Senator Yarbrow, his name was added as sponsor of **Senate Bill No. 193**.

On motion of Senator Haile, his name was added as prime sponsor of **Senate Bill No. 247**.

On motion of Senator Lundberg, his name was removed as sponsor of **Senate Bill No. 247**.

On motion of Senator Southerland, his name was added as sponsor of **Senate Bill No. 279**.

On motion of Senator Johnson, his name was added as sponsor of **Senate Bill No. 1630**.

On motion of Senator Briggs, his name was added as sponsor of **Senate Bill No. 1892**.

On motion of Senator Bell, his name was added as prime sponsor of **Senate Bill No. 2381**.

On motion of Senators Kelsey and Reeves, their names were added as sponsors of **Senate Bill No. 2381**.

On motion of Senator Briggs, his name was added as prime sponsor of **Senate Bill No. 2667**.

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On motion of Senator Swann, his name was removed as sponsor of **Senate Bill No. 2667**.

On motion of Senator Lundberg, his name was added as sponsor of **Senate Bill No. 2777**.

On motion of Senator Rose, his name was added as sponsor of **Senate Joint Resolution No. 885**.

On motion of Senators Yager, Watson and Johnson, their names were added as sponsors of **Senate Joint Resolution No. 1280**.

On motion of Senator Yager, his name was added as sponsor of **Senate Joint Resolutions Nos. 1281 and 1282**.

On motion of Senators Watson and Johnson, their names were added as sponsors of **Senate Joint Resolution No. 1283**.

ENGROSSED BILLS

June 1, 2020

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Joint Resolutions Nos. 1254, 1255, 1256, 1257, 1258, 1259, 1260, 1261, 1263, 1264, 1266, 1267, 1268, 1269, 1270 and 1271; and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON
Deputy Chief Clerk

MESSAGE FROM THE HOUSE

June 1, 2020

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 1575, 1881, 2072, 2161, 2162, 2344, 2423, 2719 and 2729; substituted for House Bills on same subjects and passed by the House.

TAMMY LETZLER
Chief Clerk

MESSAGE FROM THE HOUSE

June 1, 2020

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 2733 and 2836; substituted for House Bills on same subjects and passed by the House.

TAMMY LETZLER
Chief Clerk

REPORT OF COMMITTEE ON CALENDAR CONSENT CALENDAR 1

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MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, June 1, 2020: Senate Joint Resolutions Nos. 1254, 1255, 1256, 1257, 1258, 1259, 1260, 1261, 1263, 1264, 1266, 1267, 1268, 1269, 1270 and 1271.

This the 1st day of June, 2020
JACKSON, Chairperson

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR 2**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, June 1, 2020: Senate Bills Nos. 368, 1630, 1594, 1483, 1484, 1809, 1839, 1594, 1630, 1890, 1956, 1694, 1976, 1809, 1839, 2082, 2147, 1890, 1956, 2151, 2152, 1976, 2082, 2179, 2212, 2115, 2147, 2478, 2151, 2493, 2631, 2152, 2179, 2903, 2212, 2478, 2487, 2493, 2628, 2631 and 2903.

This the 1st day of June, 2020
JACKSON, Chairperson

REPORT OF COMMITTEE ON CALENDAR

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, June 1, 2020: Senate Bills Nos. 1630, 1631, 1940, 1991, 2032, 2076, 2088, 2091, 2156, 2192, 2313, 2375, 2380, 2454, 2585, 2635, 2714, 2902, 1429, 2851, 177, 811, 1060, 1302, 1341, 1401, 1576, 1587, 1608, 1609, 1762, 1773, 1775, 1778, 1833, 1835, 1938, 2058, 2180, 2188, 2196, 2219, 2224, 2453, 2520 and 2773.

This the 1st day of June, 2020
JACKSON, Chairperson

**REPORT OF COMMITTEE ON CALENDAR
MESSAGE CALENDAR**

Pursuant to Rule 44, notice has been given on the following bills and they have been set on the Message Calendar for Monday, June 1, 2020: Senate Bills Nos. 543, 1597 and 1638; and House Bill No. 394.

This the 1st day of June, 2020
JACKSON, Chairperson

ADJOURNMENT

Senator Johnson moved the Senate adjourn until 12:00 p.m., Tuesday, June 2, 2020, which motion prevailed.